

**NO. 76**  
**MICHIGAN SENATE**  
**DAILY CALENDAR**

**TUESDAY, OCTOBER 30, 2001**

**10:00 a.m.**

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**MOTIONS**

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**1**

**(Consideration postponed until Wednesday, January 30, 2002.)**

**SB 9** Sen. Peters

Natural resources; gas and oil; drilling for oil and gas underneath the Great Lakes; prohibit.

Amends secs. 502, 32503 & 33938 of 1994 PA 451 (MCL 324.502 et seq.) & adds sec. 61505a.

**Motion to discharge Committee on Natural Resources and Environmental Affairs pending.**

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**CONFERENCE REPORTS**

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**2**

**SJR D** Sen. McCotter

State; employees and officers; adoption of state officers compensation commission recommendation for next legislative session; require legislature approval.

Amends sec. 12, art. IV of the state constitution.

**Conference report received in the Senate, Wednesday, October 24; laid over under the rules.**

**For text of conference report, see Senate Journal No. 74, page 1873.**

**Adoption pending.**

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**THIRD READING OF BILLS**

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**3**

**HB 4548** Rep. Cassis

Economic development; enterprise zones; collection of first year tax assessment on certain property for the enterprise zone tax; revise.

Amends sec. 10 of 1992 PA 147 (MCL 207.780).

**I.E. House, June 6, 2001.**

**Reported by Committee on Economic Development, International Trade and Regulatory Affairs.**

**Senate substitute (S-1).**

**For Senate amendment, see Senate Journal No. 73, page 1853.**

**Committee recommended I.E.**

**4**

**SB 503** Sen. Garcia

Financial institutions; other; regulation of deferred presentment service transaction; provide for.

Creates new act.

**Reported by Committee on Banking and Financial Institutions.**

**Senate substitute (S-7).**

**For Senate amendment, see Senate Journal No. 73, page 1852.**

**Committee recommended I.E.**

**5**

**SB 143** Sen. Bennett

Education; reorganization; property transfer request submitted to intermediate school district; allow direct referral to superintendent of public instruction.

Amends secs. 951, 954, 955 & 971 of 1976 PA 451 (MCL 380.951 et seq.) & adds sec. 957.

**Reported by Committee on Education.**

**Senate substitute (S-1).**

**Committee recommended I.E.**

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**GENERAL ORDERS**

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**6**

**HB 4698** Rep. Allen

Economic development; brownfield redevelopment authority; work plan approval; establish criteria.

Amends sec. 15 of 1996 PA 381 (MCL 125.2665).

**I.E. House, May 24, 2001.**

**House substitute (H-2).**

**Reported by Committee on Economic Development, International Trade and Regulatory Affairs.**

**Senate substitute (S-1).**

**Committee recommended I.E.**

**7**

**SB 563** Sen. McCotter

Transportation; other; road noise analysis program; provide for.

Amends 1951 PA 51 (MCL 247.651 - 247.675) by adding sec. 1i.

**Reported by Committee on Transportation and**

**Tourism.**

**Senate substitute (S-1).**  
**Committee recommended I.E.**

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**8**

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**SB 509** Sen. McManus  
 Use tax; exemptions; returnable pallets or containers;  
 exempt lease cost.  
 Amends secs. 4 & 4d of 1937 PA 94 (MCL 205.94 &  
 205.94d).

**Reported by Committee on Farming, Agribusiness  
 and Food Systems.**  
**Senate substitute (S-3).**  
**Committee recommended I.E.**

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**9**

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**SB 510** Sen. McManus  
 Sales tax; exemptions; returnable pallets and containers;  
 exempt lease cost.  
 Amends secs. 4a & 4g of 1933 PA 167 (MCL 205.54a &  
 205.54g).

**Reported by Committee on Farming, Agribusiness  
 and Food Systems.**  
**Senate substitute (S-1).**  
**Committee recommended I.E.**

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**10**

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**SB 422** Sen. Bullard  
 Businesses; business corporations; certain provisions  
 dealing with foreign corporations, winding up operations, and  
 dissolution for insolvency; repeal.  
 Repeals secs. 2021, 3520 & 3615 of 1961 PA 236 (MCL  
 600.2021 et seq.).

**Reported by Committee on Financial Services.**  
**Senate substitute (S-2).**  
**Committee recommended I.E.**

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**11**

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**SB 674** Sen. Bullard  
 Insurance; insurers; self-evaluative insurance audit  
 privilege; provide for.  
 Amends 1956 PA 218 (MCL 500.100 - 500.8302) by  
 adding sec. 221.

**Reported by Committee on Financial Services.**  
**Senate substitute (S-1).**  
**Committee recommended I.E.**

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**12**

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**SB 554** Sen. Johnson  
 Mental health; code; definition of regional entity; add.  
 Amends sec. 100c of 1974 PA 258 (MCL 330.1100c).  
**Reported by Committee on Families, Mental Health  
 and Human Services.**  
**Committee recommended I.E.**

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**13**

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**SB 555** Sen. Hammerstrom  
 Mental health; code; certain shared risk of state funds;  
 provide for.  
 Amends 1974 PA 258 (MCL 330.1001 - 330.2106) by  
 adding sec. 204b.

**Reported by Committee on Families, Mental Health  
 and Human Services.**  
**Committee recommended I.E.**

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**14**

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**SB 556** Sen. Johnson  
 Mental health; community mental health; risk and cost  
 sharing; allow under certain circumstances.  
 Amends sec. 226 of 1974 PA 258 (MCL 330.1226).

**Reported by Committee on Families, Mental Health  
 and Human Services.**  
**Committee recommended I.E.**

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**15**

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**SB 557** Sen. Hammerstrom  
 Mental health; code; conflict of interest provisions;  
 exempt individuals under certain circumstances.  
 Amends sec. 222 of 1974 PA 258 (MCL 330.1222).

**Reported by Committee on Families, Mental Health  
 and Human Services.**  
**Committee recommended I.E.**

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**16**

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**HB 4448** Rep. Richner  
 Civil procedure; civil actions; judgment of interest  
 applicable to a written instrument evidencing indebtedness that  
 bears an interest rate on which judgments of interest are allowed;  
 clarify.

Amends sec. 6013 of 1961 PA 236 (MCL 600.6013).

**I.E. House, May 24, 2001.**

**House substitute (H-2).**

**Reported by Committee on Judiciary.**  
**Committee recommended I.E.**

**17**

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**SB 638** Sen. Shugars  
 Property; conveyances; certain property previously conveyed by the state to the city of Kalamazoo; amend deed to allow for sale of a portion of that property.  
 Amends sec. 1813 of 1996 PA 480.  
**Reported by Committee on Local, Urban and State Affairs.**  
**Committee recommended I.E.**

**18**

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**SB 715** Sen. Peters  
 State; interstate compacts and agreements; emergency management assistance compact; create.  
 Creates new act.  
**Reported by Committee on Local, Urban and State Affairs.**  
**Committee recommended I.E.**

**19**

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**SB 643** Sen. North  
 Agriculture; animals; tuberculosis eradication program; revise payments for certain livestock eradicated before October 31, 2000.  
 Amends sec. 14 of 1988 PA 466 (MCL 287.714).  
**Reported by Committee on Farming, Agribusiness and Food Systems.**  
**Committee recommended I.E.**

**20**

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**SB 775** Sen. Bullard  
 Single business tax; tax base; foreign airlines tax base exemption; revise.  
 Amends sec. 19 of 1975 PA 228 (MCL 208.19).  
**Reported by Committee on Finance.**  
**Committee recommended I.E.**

**21**

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**HB 4481** Rep. Cassis  
 Income tax; home heating credit; sunset on the home heating credit; extend to 2004 and eliminate the proration of the credit based on federal appropriations.  
 Amends sec. 527a of 1967 PA 281 (MCL 206.527a).  
**I.E. House, March 28, 2001.**  
**For House amendment, see House Journal No. 25, page 314.**  
**Reported by Committee on Finance.**  
**Senate substitute (S-2).**

**Committee recommended I.E.**

**22**

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**HB 5092** Rep. R. Brown  
 Property tax; limitation; property tax limitation act; revise election date for 2001.  
 Amends sec. 5i of 1933 PA 62 (MCL 211.205i).  
**I.E. House, October 11, 2001.**  
**Reported by Committee on Finance.**  
**Committee recommended I.E.**

**23**

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**SB 525** Sen. Shugars  
 Health facilities; nursing homes; names of nursing homes; allow to use the terms "health center", "health care center", or other similar terms in name.  
 Amends sec. 21712 of 1978 PA 368 (MCL 333.21712).  
**Reported by Committee on Health Policy.**  
**Senate substitute (S-1).**  
**Committee recommended I.E.**

**24**

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**SB 660** Sen. Johnson  
 Health; other; definition of "intractable pain"; revise to "pain and symptom management".  
 Amends secs. 16204a, 16204b, 16204c & 16204d of 1978 PA 368 (MCL 333.16204a et seq.).  
**Reported by Committee on Health Policy.**  
**Committee recommended I.E.**

**25**

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**SB 661** Sen. Goschka  
 Insurance; health care corporations; reference to "intractable" pain; eliminate.  
 Amends sec. 402a of 1980 PA 350 (MCL 550.1402a).  
**Reported by Committee on Health Policy.**  
**Senate substitute (S-1).**  
**Committee recommended I.E.**

**26**

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**SB 662** Sen. Shugars  
 Insurance; health; reference to "intractable" pain; eliminate.  
 Amends sec. 2212a of 1956 PA 218 (MCL 500.2212a).  
**Reported by Committee on Health Policy.**  
**Senate substitute (S-1).**

**Committee recommended I.E.****27**

**SB 664** Sen. Hammerstrom  
Health facilities; patients; patient bill of rights; add provision regarding patient right to adequate pain and symptom management, palliative care, and hospice care.  
Amends sec. 20201 of 1978 PA 368 (MCL 333.20201).  
**Reported by Committee on Health Policy.**  
**Senate substitute (S-1).**  
**Committee recommended I.E.**

**28**

**SB 746** Sen. Shugars  
Businesses; business corporations; use of certain terms in names of nursing homes; authorize.  
Amends sec. 213 of 1972 PA 284 (MCL 450.1213).  
**Reported by Committee on Health Policy.**  
**Senate substitute (S-1).**  
**Committee recommended I.E.**

**29**

**SB 747** Sen. Shugars  
Businesses; limited liability; use of certain terms in names of nursing homes formed as limited liability companies; authorize.  
Amends 1993 PA 23 (MCL 450.4101 - 450.5200) by adding sec. 204a.  
**Reported by Committee on Health Policy.**  
**Senate substitute (S-1).**  
**Committee recommended I.E.**

**30**

**SB 781** Sen. Garcia  
Occupations; physicians; reference in Michigan dignified death act to "life expectancy of less than 6 months"; eliminate and require physicians to provide management of pain and symptoms options for reduced life expectancy patients.  
Amends secs. 5656, 5657, 5658, 5659 & 5660 of 1978 PA 368 (MCL 333.5656 et seq.).  
**Reported by Committee on Health Policy.**  
**Senate substitute (S-1).**  
**Committee recommended I.E.**

**31**

**SB 782** Sen. Shugars

Occupations; physicians; Michigan dignified death act; revise definition of terminal illness.

Amends secs. 5652, 5653, 5654 & 5655 of 1978 PA 368 (MCL 333.5652 et seq.).

**Reported by Committee on Health Policy.**  
**Committee recommended I.E.**

**RESOLUTIONS****32**

**SCR 11** Sen. Stille  
A concurrent resolution to establish a special joint committee to evaluate the Michigan State Fairgrounds and the pending sale of adjacent property.

**Returned from House with substitute (H-1),**  
**Wednesday, May 9; laid over under the rules.**

**For text of resolution, see Senate Journal No. 27,**  
**page 296.**

**COMMITTEE REPORTS****33**

**SB 750** Sen. Gast  
State; funds; budget stabilization fund withdrawal; allow.  
Amends sec. 353c of 1984 PA 431 (MCL 18.1353c).  
**Reported by Committee on Appropriations.**  
**Reported with amendment.**  
**Committee recommended I.E.**  
**Refer to Committee of the Whole pursuant to Rule 3.701.**

**34**

**SCR 31** Sen. Gast  
A concurrent resolution approving the conveyance of property to the State Building Authority and approving a lease between the State of Michigan and the State Building Authority relative to the Department of Agriculture Animal Health Diagnostic Laboratory.

**Reported by Committee on Appropriations.**  
**For text of resolution, see Senate Journal No. 70,**  
**page 1803.**

**Refer to Resolutions pursuant to Rule 3.106.**

**35**

**SCR 32** Sen. Gast  
A concurrent resolution approving the conveyance of property to the State Building Authority and approving a lease between the State of Michigan and the State Building Authority relative to the Department of Community Health Center for

Forensic Psychiatry.

**Reported by Committee on Appropriations.**

**For text of resolution, see Senate Journal No. 70, page 1804.**

**Refer to Resolutions pursuant to Rule 3.106.**

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**SCR 33** Sen. Gast

A concurrent resolution approving the conveyance of property to the State Building Authority and approving a lease between the State of Michigan and the State Building Authority relative to the Department of Corrections Multilevel Correctional Facility at Ionia.

**Reported by Committee on Appropriations.**

**For text of resolution, see Senate Journal No. 70, page 1805.**

**Refer to Resolutions pursuant to Rule 3.106.**

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**SCR 34** Sen. Gast

A concurrent resolution approving the conveyance of property to the State Building Authority and approving a lease between the State of Michigan and the State Building Authority relative to the Department of Corrections Parnall Correctional Facility Additional Housing Unit.

**Reported by Committee on Appropriations.**

**For text of resolution, see Senate Journal No. 70, page 1806.**

**Refer to Resolutions pursuant to Rule 3.106.**

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**SCR 35** Sen. Gast

A concurrent resolution approving the conveyance of property to the State Building Authority and approving a lease among the State of Michigan, the State Building Authority, and Central Michigan University relative to the Central Michigan University Health Professions Building.

**Reported by Committee on Appropriations.**

**For text of resolution, see Senate Journal No. 70, page 1807.**

**Refer to Resolutions pursuant to Rule 3.106.**

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39

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**SCR 36** Sen. Gast

A concurrent resolution approving the conveyance of property to the State Building Authority and approving a lease among the State of Michigan, the State Building Authority, and Gogebic Community College relative to the Gogebic Community College General Campus Renovations.

**Reported by Committee on Appropriations.**

**For text of resolution, see Senate Journal No. 70,**

**page 1808.**

**Refer to Resolutions pursuant to Rule 3.106.**

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40

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**SCR 37** Sen. Gast

A concurrent resolution approving the conveyance of property to the State Building Authority and approving a lease among the State of Michigan, the State Building Authority, and Grand Valley State University relative to the Grand Valley State University Health Professions Building.

**Reported by Committee on Appropriations.**

**For text of resolution, see Senate Journal No. 70, page 1809.**

**Refer to Resolutions pursuant to Rule 3.106.**

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41

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**SCR 38** Sen. Gast

A concurrent resolution approving the conveyance of property to the State Building Authority and approving a lease among the State of Michigan, the State Building Authority, and the School District of the City of Dearborn relative to the Henry Ford Community College Instructional/Classroom Renovations.

**Reported by Committee on Appropriations.**

**For text of resolution, see Senate Journal No. 70, page 1810.**

**Refer to Resolutions pursuant to Rule 3.106.**

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42

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**SCR 39** Sen. Gast

A concurrent resolution approving the conveyance of property to the State Building Authority and approving a lease among the State of Michigan, the State Building Authority, and Oakland University relative to the Oakland University School of Education and Human Services Building.

**Reported by Committee on Appropriations.**

**For text of resolution, see Senate Journal No. 70, page 1811.**

**Refer to Resolutions pursuant to Rule 3.106.**

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43

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**SCR 40** Sen. Gast

A concurrent resolution approving the conveyance of property to the State Building Authority and approving a lease among the State of Michigan, the State Building Authority, and Schoolcraft College relative to the Schoolcraft College Business and Industry Training Center and Waterman Center Renovation.

**Reported by Committee on Appropriations.**

**For text of resolution, see Senate Journal No. 70, page 1812.**

**Refer to Resolutions pursuant to Rule 3.106.**

<b>44</b>		
<b>SCR 41</b>	Sen. Gast	
A concurrent resolution approving the conveyance of property to the State Building Authority and approving a lease among the State of Michigan, the State Building Authority, and the Regents of the University of Michigan relative to the University of Michigan-Ann Arbor Central Campus Renovation Phase II-Mason Hall and Haven Hall.		
<b>Reported by Committee on Appropriations.</b>		
<b>For text of resolution, see Senate Journal No. 70, page 1812.</b>		
<b>Refer to Resolutions pursuant to Rule 3.106.</b>		
<b>45</b>		
<b>SCR 42</b>	Sen. Gast	
A concurrent resolution approving the conveyance of property to the State Building Authority and approving a lease among the State of Michigan, the State Building Authority, and Washtenaw Community College relative to the Washtenaw Community College Technology Education Building.		
<b>Reported by Committee on Appropriations.</b>		
<b>For text of resolution, see Senate Journal No. 70, page 1812.</b>		
<b>Refer to Resolutions pursuant to Rule 3.106.</b>		
<b>46</b>		
<b>SCR 43</b>	Sen. Gast	
A concurrent resolution to change the scope of the Computer Technology and Academic Center project at Kellogg Community College.		
<b>Reported by Committee on Appropriations.</b>		
<b>For text of resolution, see Senate Journal No. 70, page 1814.</b>		
<b>Refer to Resolutions pursuant to Rule 3.106.</b>		
<b>47</b>		
<b>SB 61</b>	Sen. Hammerstrom	
Elections; precinct boundaries; consolidation of voting precincts; provide for under certain circumstances.		
Amends 1954 PA 116 (MCL 168.1 - 168.992) by adding sec. 659.		
<b>Reported by Committee on Government Operations.</b>		
<b>Senate substitute (S-1).</b>		
<b>Committee recommended I.E.</b>		
<b>Refer to Committee of the Whole pursuant to Rule 3.701.</b>		
<b>48</b>		
<b>SB 386</b>	Sen. McCotter	
Elections; candidates; nominating petition signature requirements for county commissions; revise.		

Amends sec. 11 of 1966 PA 261 (MCL 46.411).		
<b>Reported by Committee on Government Operations.</b>		
<b>Senate substitute (S-1).</b>		
<b>Committee recommended I.E.</b>		
<b>Refer to Committee of the Whole pursuant to Rule 3.701.</b>		
<b>49</b>		
<b>SB 387</b>	Sen. Hammerstrom	
Libraries; district; signature requirement for individuals running for district library board; revise.		
Amends sec. 11 of 1989 PA 24 (MCL 397.181).		
<b>Reported by Committee on Government Operations.</b>		
<b>Senate substitute (S-2).</b>		
<b>Committee recommended I.E.</b>		
<b>Refer to Committee of the Whole pursuant to Rule 3.701.</b>		
<b>50</b>		
<b>SB 388</b>	Sen. Hammerstrom	
Libraries; other; signature requirement for office of library board; revise.		
Amends sec. 11 of 1877 PA 164 (MCL 397.211).		
<b>Reported by Committee on Government Operations.</b>		
<b>Senate substitute (S-1).</b>		
<b>Committee recommended I.E.</b>		
<b>Refer to Committee of the Whole pursuant to Rule 3.701.</b>		
<b>51</b>		
<b>SB 776</b>	Sen. Steil	
Financial institutions; other; consumer financial services act; amend to prohibit individuals who committed fraud from being licensed.		
Amends secs. 2 & 17 of 1988 PA 161 (MCL 487.2052 & 487.2067) & adds secs. 10f, 10g, 10h, 10i, 10j & 10k.		
<b>Reported by Committee on Banking and Financial Institutions.</b>		
<b>Committee recommended I.E.</b>		
<b>Refer to Committee of the Whole pursuant to Rule 3.701.</b>		
<b>52</b>		
<b>SB 777</b>	Sen. Steil	
Financial institutions; generally; mortgage brokers, lenders, and servicers licensing act; provide for amendments.		
Amends secs. 1a, 2, 4, 11 & 22 of 1987 PA 173 (MCL 445.1651a et seq.) & adds secs. 18a, 18b, 18c, 18d & 18e.		
<b>Reported by Committee on Banking and Financial Institutions.</b>		
<b>Senate substitute (S-1).</b>		

**Committee recommended I.E.  
Refer to Committee of the Whole pursuant to Rule  
3.701.**

**53**

**SB 778** Sen. Steil  
Financial institutions; generally; secondary mortgage  
act; provide for amendments.  
Amends secs. 1, 6b & 24 of 1981 PA 125 (MCL 493.51  
et seq.) & adds secs. 14a, 14b, 14c, 14d & 14e.

**Reported by Committee on Banking and Financial  
Institutions.**

**Senate substitute (S-1).**

**Committee recommended I.E.**

**Refer to Committee of the Whole pursuant to Rule  
3.701.**

**54**

**SB 779** Sen. Steil  
Financial institutions; generally; regulatory loan act;  
provide for amendments.  
Amends secs. 1, 9, 12 & 18 of 1939 PA 21 (MCL 493.1  
et seq.) & adds secs. 9a, 9b, 9c, 9d, 9e, 9f & 9g.

**Reported by Committee on Banking and Financial  
Institutions.**

**Senate substitute (S-1).**

**Committee recommended I.E.**

**Refer to Committee of the Whole pursuant to Rule  
3.701.**

**55**

**SB 780** Sen. Steil  
Financial institutions; checks and drafts; sale of checks  
act; provide for amendments.  
Amends secs. 2, 12 & 15 of 1960 PA 136 (MCL  
487.902 et seq.) & adds secs. 12b, 12c, 12d, 12e, 12f, 12g & 12h.

**Reported by Committee on Banking and Financial  
Institutions.**

**Senate substitute (S-1).**

**Committee recommended I.E.**

**Refer to Committee of the Whole pursuant to Rule  
3.701.**

#### **SCHEDULED MEETINGS**

**Appropriations** - Wednesday, October 31, 2:00 p.m., Senate  
Appropriations Room, 3rd Floor, Capitol Building (373-6960)

**Subcommittee -**

**Natural Resources** - Tuesday, October 30, 2:00 p.m.,  
Senate Appropriations Room, 3rd Floor, Capitol  
Building (373-1725)

**Banking and Financial Institutions** - Thursday, November 1,  
9:00 a.m., Room 210, Farnum Building (373-2420)

**Education** - Monday, October 29, 2:00 p.m., 8th Floor  
Conference Room, Farnum Building (373-7350)

**Families, Mental Health and Human Services** - Wednesday,  
October 31, 3:00 p.m., Room 100, Farnum Building (373-3543)

**Farming, Agribusiness and Food Systems** - Wednesday,  
October 31, 1:00 p.m., Room 405, Capitol Building (373-1725)

**Finance** - Tuesday, October 30, 1:00 p.m., Senate Hearing  
Room, Ground Floor, Michigan National Tower (373-3760)

**Financial Services** - Wednesday, October 31, 9:30 a.m., Room  
100, Farnum Building (373-1758)

**Great Lakes Conservation Task Force** - Tuesday, October 30,  
6:00 p.m., City of Port Huron Municipal Office Center, 100  
McMorran Blvd., Port Huron; Monday, November 5, 6:00 p.m.,  
St. Joseph Public Library, 500 Market, St. Joseph; Monday,  
November 26, 6:00 p.m., Saginaw Valley State University, Curtis  
Center, 2250 Pierce Road, University Center (373-0797)

**Health Policy** - Tuesday, October 30, 3:00 p.m., Room 100,  
Farnum Building (373-0793)

**Human Resources and Labor** - Wednesday, October 31, 1:00  
p.m., Room 110, Farnum Building (373-1801)

**Judiciary** - Wednesday, October 31, 1:00 p.m., Rooms 402 and  
403, Capitol Building (373-6920)

**Local, Urban and State Affairs** - Wednesday, October 31, 3:00  
p.m., Room 405, Capitol Building (373-1707)

**Natural Resources and Environmental Affairs** - Tuesday,  
October 30, 1:30 p.m., 8th Floor Conference Room, Farnum  
Building (373-0797)

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**BILLS IN CONFERENCE**

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<b>Bill No.</b>	<b>Brief Title</b>	<b>Conferees</b>		<b>Report Agreed To</b>	
		<b>Senate</b>	<b>House</b>	<b>Senate</b>	<b>House</b>
SB 30	Torts; immunity; limitation of medical and dental malpractice liability for certain health professionals and health facilities when providing uncompensated care; provide for.	Shugars Schwarz Peters	Howell Richner Adamini	10/25/01	
SJR D	State; employees and officers; adoption of SOCC recommendation for next legislative session; require legislature approval.	McCotter Sikkema Leland	Patterson Bisbee Jacobs		

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